

MEMO

DATE: July 20, 1988

FROM: Bruce Robeck *Bruce*

RE: Telephone advice

Caller: Tom Hiltachk, for John Hodgson, from Nielsen, Merksamer
On Behalf of: unknown client

Facts: After reviewing advice letters regarding campaign disclosure reportability of litigation costs, it was stated that the client had agreed to make an at the behest payment of litigation expenses for a reporting committee. Litigation expenses had not been billed but probably were greater than \$10,000 by June 30, 1988.

Q: Did the client qualify as a major donor even though no payment had been made and no bill had been presented?

A: Yes. In-kind services as a contribution would be an expenditure at the behest of the affected committee when the services were provided even if payment had not been made. (See ^{Section} 82225.) Recommended that they contact the attorney/firm providing services and discover costs through 6-30-88; file 461 to show as contribution; receiving committee show receipt of same value as of 6-30-88.